

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF PENNSYLVANIA  
PITTSBURGH DIVISION

ZACHARIAH ROBERTSON, ANGEL  
HERNANDEZ, GORDON LUNSTED,  
AND GREG HUGGINS, individually and  
on behalf of all others similarly situated,

Plaintiffs,

V.

ENBRIDGE (U.S.) INC., CLEVELAND  
INTEGRITY SERVICES, INC., AND  
CYPRESS ENVIRONMENTAL  
MANAGEMENT-TIR, LLC,

Defendants.

Civil Action No. 2:19-cv-01080-WSS-LPL

**DEFENDANT ENBRIDGE (U.S.) INC.'S MOTION TO DISMISS THE CLAIMS  
ASSERTED BY OPT-IN PLAINTIFF ROBERTS**

Defendant Enbridge (U.S.) Inc. (“Enbridge”) files this motion to dismiss the claims asserted by Opt-in Plaintiff Charles Roberts because Roberts agreed to pursue his claims only in the District Court of Tulsa County, Oklahoma. The reasons for Enbridge’s motion to dismiss are explained in detail in Enbridge’s accompanying memorandum of law.

For the reasons set forth herein and in Enbridge's accompanying memorandum of law, Enbridge respectfully requests that the Court enforce Roberts's forum-selection clause, strike his consent to join this action, and dismiss his claims with permission to refile in the District Court of Tulsa County, Oklahoma.

Dated: November 23, 2020

Respectfully submitted,

By: /s/ Timothy M. Watson  
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### **CERTIFICATE OF SERVICE**

I, Timothy M. Watson, an attorney, do hereby certify that I have caused a true and correct copy of the foregoing document to be filed using the CM/ECF system, which will automatically send email notification of such filing to all attorneys of record on November 23, 2020.

/s/ Timothy M. Watson  
Timothy M. Watson